



Atty. Dkt. No. 046585/0138

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JUL 18 2003
TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **Jed FAHEY, et al.**
Title: **Cancer Chemoprotective Food Products**
Appl. No.: **09/825,989**
Filing Date: **April 5, 2001**
Examiner: **Cybille Delacroix-Muirhei**
Art Unit: **1614**

AMENDMENT TRANSMITTAL

MAIL STOP AF

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application and:

- ☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.
- ☒ Notice of Appeal.
- ☒ Copies of references as cited in PTO 1449 dated October 22, 2003 to be hand carried tomorrow.
- ☒ The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For		Extra Claims Present	Rate		Additional Claims Fee
Total Claims:	24	24	=	0	x	\$18.00	= \$0.00
Independents:	2	3	=	0	x	\$84.00	= \$0.00
First presentation of any Multiple Dependent Claims:					+	\$280.00	= \$0.00
CLAIMS FEE TOTAL:						=	\$0.00

- ☒ Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$410.00	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$930.00	\$930.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,450.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,970.00	\$0.00
EXTENSION FEE TOTAL:			\$930.00
<input checked="" type="checkbox"/>	Notice of Appeal:	\$320.00	\$320.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:			\$1250.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$625.00
TOTAL FEE:			\$625.00

☐ Please charge Deposit Account No. 19-0741 in the amount of \$.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$625.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date July 16, 2003

FOLEY & LARDNER
Customer Number: 22428



22428

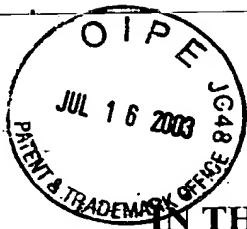
PATENT TRADEMARK OFFICE

Telephone: (202) 672-5483

Facsimile: (202) 672-5399

By Richard C. Peet

Richard C. Peet
Attorney for Applicant
Registration No. 35,792



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7/21/03

AMENDMENT AND REPLY UNDER 37 C.F.R. §1.116

Commissioner for Patents
BOX AF
Washington, D.C. 20231

Sir:

In reply to the *Final* Office Action mailed January 16, 2003, the due date for response having been extended three month(s) to July 16, 2003, Applicants submit the following Amendment and Reply under 37 C.F.R. § 1.116.

Applicants concurrently file herewith a Petition for Extension of Time under 37 C.F.R. § 1.136(a), with provision for the required fee, to extend the period for response for three month(s), up to and including July 16, 2003. If additional fees are necessary to prevent abandonment of this application, the Commissioner is hereby authorized to charge Deposit Account No. 19-0741.